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May 2, 2008

Chris Reiner, SFD-9-4
USEPA, Region IX
75 Hawthorne Street
San Francisco, California 94105

*RE: YOSEMITE CREEK SUPERFUND SITE;
TENDER OF CLAIM FOR DEFENSE AND INDEMNITY*

Dear Mr. Reiner:

On February 21, 2008, the United States Environmental Protection Agency, Region IX ("EPA") sent a "General Notice of Potential Liability" to Sandoz Agro, Inc. ("SAI"), stating that EPA considered SAI to be a "potentially responsible party ("PRP") with respect to environmental contamination at a location EPA has denominated the "Yosemite Creek Superfund Site." On March 17, 2008, Syngenta Group Protection, Inc. ("Syngenta"), successor-in-interest to SAI, responded in writing that Syngenta was prepared to cooperate with EPA, and with any PRP group that might form at the site, to address the matters described in EPA's February 21, 2008 notice letter.

Since the date of Syngenta's March 17, 2008 letter, many of the PRPs named in EPA's February 21st notice have met and communicated among themselves regarding the Yosemite Creek Superfund Site, its relationship to the former Bay Area Drum Site, and the effects of certain "de minimis buy-out and indemnity" agreements entered into among the PRPs at the Bay Area Drum Site. Syngenta and many other PRPs named in EPA's February 21st notice have tendered claims for defense and indemnification for response costs and work at the Yosemite Creek Superfund Site to the "Yosemite Creek PRP Group" ("Group") represented by Nicholas van Aelstyn of Beveridge & Diamond PC, with the understanding that the Group intends to accept such tenders subject to a "reservation of rights."

Accordingly, Syngenta understands that henceforth, and until further notice, the Group will undertake any necessary actions at the Yosemite Creek Superfund Site, in cooperation with EPA, on behalf of Syngenta and the other "indemnified" de minimis parties as well as on behalf of the Group's member companies. Syngenta does not plan to

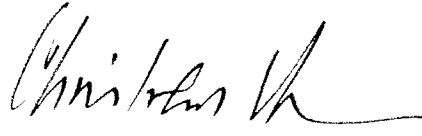
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participate directly in future actions at the Yosemite Creek Superfund Site, but requests that EPA consider Syngenta to be a "cooperating PRP" as a result of the Group's anticipated cooperation.

If you have any questions, please contact me.

Very truly yours,

McKENNA LONG & ALDRIDGE LLP

A handwritten signature in black ink, appearing to read "Christian Volz", with a stylized flourish at the end.

Christian Volz

CV/gmp

cc: Pat Stavola, Esq.
Nicholas van Aelstyn, Esq.

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